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10 Attorneys for Plaintiff
Twitch Interactive, Inc.

11
12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 SAN FRANCISCO DIVISION
15

16 TWITCH INTERACTIVE, INC., a
Delaware corporation,

17 Plaintiff,

18 v.

19 JOHN AND JANE DOES 1-100,
20 individuals,

21 Defendants.
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Case No. 19-cv-03418-WHO

**DECLARATION OF HOLLY M.
SIMPKINS IN SUPPORT OF PLAINTIFF
TWITCH INTERACTIVE, INC.'S *EX*
PARTE MOTION TO EXTEND
DEADLINES**

1 I, Holly M. Simpkins, declare as follows:

2 1. I am an attorney licensed to practice law before the courts of the State of
3 Washington and admitted *pro hac vice* in this matter. I am a Partner at Perkins Coie LLP, and
4 counsel in this action for Plaintiff Twitch Interactive, Inc. (“Twitch”). I submit this declaration in
5 support of Twitch’s *Ex Parte* Motion to Extend Deadlines. I have personal knowledge of the
6 facts stated herein and, if called upon, could and would testify competently thereto.

7 2. Twitch has been working diligently to identify Defendants.

8 3. At my direction, the Twitch accounts, websites, chat servers, social media
9 platforms, and IP addresses Defendants used to coordinate their attack on Twitch were
10 investigated.

11 4. Twitch identified two individuals it believed were among those responsible for the
12 attack, Skel and Ganggangchef.

13 5. On June 17, 2019, a cease and desist letter, copy of the Complaint, and a waiver of
14 service form, among other documents, were sent to the following email addresses:
15 ganggangchef@gmail.com, skelthade@gmail.com and jfernandes423@hotmail.com. None of the
16 emails were returned as undeliverable. The letter asked the individuals to identify themselves and
17 waive service. We did not receive a response.

18 6. In mid-August, shortly after the Court granted Twitch’s Motion for Expedited
19 Third Party Discovery, Twitch served subpoenas on eleven internet service providers, email
20 providers, and social media companies to identify and serve the Doe defendants.

21 7. Twitch received responses from ten of the subpoena recipients in September and
22 October 2019.

23 8. Twitch contacted certain defendants with information gathered through these
24 subpoena responses. Twitch settled with several of these individuals and is in settlement
25 discussions with the remaining identified defendants. Twitch has confirmed that none of these
26 individuals were the ringleaders who organized or coordinated the Memorial Day Attack.
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1 16. There have been four previous time modifications in this case. This Court
2 previously granted Twitch's motion for an extension of the service deadline, Dkt. No. 18, and this
3 Court previously granted Twitch's motion for an extension of the Case Management Conference
4 and related deadlines, Dkt. No 16. More recently, this Court granted Twitch's motion for an
5 extension of time to serve Defendants and to reset the Case Management Conference. Dkt. No.
6 20. The requested continuance will not impact the schedule of this case, as no trial date or other
7 deadlines have been set.

8
9 I declare under penalty of perjury under the laws of the United States that the foregoing is
10 true and correct.

11 Executed at Seattle, Washington this 2nd day of
12 March, 2020.

13 /s/ Holly M. Simpkins

14 Holly M. Simpkins
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